IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 8274 of 2002

Between:

K. Nageswara Rao, S/o. Anantharamaiah,
R/o. H.No. 7-69, Carpenter Colony,
Pandurangapuram, Khammam,
Khammam District.

..... PETITIONER

AND

1 The Divisional Engineer-Operation, NPDCL,
Khammam , Khammam District.
2 The Assistant Divisional Engineer-Operations, NPDCL,
Yellandu, Khammam District.
3 The Viswanadhapalli Gram Panchayat, rep. by its Sarpanch.
Singareni Mandal, Khammam District

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the impugned action of the Respondents particularly the 3rd Respondent in recording the impugned resolution with anti date 31-12-2001 dismissing the petitioner from service as highly illegal, arbitrary and violative of Art.14 of the Constitution of India apart from violative of principles of natural justice and consequently set aside the same.

Counsel for the Petitioner: MR. G.V.Shivaji

Counsel for the Respondents 1 & 2 : Smt. M.Vinobha Devi, Standing Counsel for A.P. Transco.

Counsel for respondent no.3: None appeared.

The Court made the following :

O R D E R :

The learned counsel appearing on behalf of the petitioner seeks permission of this court to withdraw the Writ Petition with a liberty to avail appropriate remedy available under Law. Permission is accorded.

The Writ Petition is, accordingly, dismissed as withdrawn with liberty to the petitioner to avail appropriate remedy available under law. No costs.

(B.Prakash Rao, J)

15.12.2004

DRK

Copy to:

1 The Divisional Engineer, Operation NPDCL,
Khammam , Khammam District.

2 The Assistant Divisional Engineer-Operations, NPDCL,
Yellandu, Khammam District.

3 Two CD copies.